

10/773,344
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Examiner's Amendment

The composition and process of preparing claims 61-66 and 80-85 will be rejoined because they are not patentably distinct from the product claims and are of the same scope and are allowable along with the product claims. Claims 67-78, 86-97 are also rejoined with the product claims for examination under In re Ochiai since the product claims have been found allowable and these method of treating claims are of the same scope.

Examiner's Amendment

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Attorney David Stitzel on 9/13/07.

- A. In claim 67, line 2, page 8, the term "therapeutically" is deleted.
- B. In claim 68, line 2, page 8, the term "therapeutically" is deleted.
- C. In claim 69, line 2, page 9, the term "therapeutically" is deleted.
- D. In claim 71, line ³~~2~~, page 9, the term "therapeutically" is deleted.
- E. In claim 72, line 2, page 9, the term "therapeutically" is deleted.
- F. In claim 73, line 2, page 9, the term "therapeutically" is deleted.
- G. Claims 75-78 and 94-97 are cancelled without prejudice to the applicant filing a divisional application on these claims.

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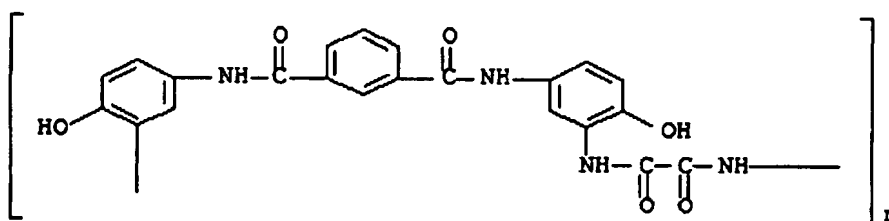
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- H. In claim 86, line 2, page 16, the term "therapeutically" is deleted.
- I. In claim 87, line 2, page 16, the term "therapeutically" is deleted.
- J. In claim 88, line 2, page 16, the term "therapeutically" is deleted.
- K. In claim 90, line 2, page 17, the term "therapeutically" is deleted.
- L. In claim 91, line 2, page 17, the term "therapeutically" is deleted.
- M. In claim 92, line 2, page 17, the term "therapeutically" is deleted.

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Reasons For Allowance

The closest prior art reference is Hcaplus 68:22392. (See Reference U). The primary difference between the Hcaplus 68:22392 compound and the instantly claimed compound are the saturation on the 6 membered carbocyclic ring and the substitution on this ring. In the instant compound, the six membered carbocyclic ring is a cyclohexyl ring with 3 amidinyl substituents on it. In the Hcaplus 68:22392 compound, the six membered carbocyclic ring is phenyl with only 2 amidinyl substituents on it. See the



1 REFERENCES IN FILE CA (1907 TO DATE)

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compound,

Another primary difference is that the Hcaplus 68:22392 compound is a polymer whereas the instant compound is not.

The prior art reference does not teach nor suggest to one of ordinary skill